IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE FIRST DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

WRIT PETITION NO : 11357 of 2004

Between:

Desaboina Veeraiah S/o. Venkaiah
R/o. Manuguru, Village & Mandal, Khammam Dist.

..... PETITIONER

AND

1 The Commissioner of Fisheris Mastya Bhavan, Shanthinagar Colony, Hyd.
2 the District Collector, Khammam, Khammam District.
3 The Assistant Director of Fisheries, Khammam.
4 The Tribal Fishermen Co-Operative Society, Manuguru Vill and Mandal, Khammam District.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a direction or an order, or a writ more particularly one in the nature of writ of Mandamus declaring the action of the respondents in not passing orders for re-organisation of society as F.C.S., Manuguru with Manuguru peda Cheruvu and Nerelloa Cheruvu, as area of operation of society under A.P. Co-operative Societies Act 1964 as illegal, arbitrary and unjust and consequently direct the respondents to reorganize the F.C.S. Manuguru with the petitioners covering Manuguru with the petitioners covering Manugugu pedda Cheruvu and Nerella Cheruvu .

Counsel for the Petitioner: MS.M.VIDYAVATHI

Counsel for the Respondents 1 to 3: GP FOR FISHERIES

Counsel for the Respondent No.4: Mr. M.RAJA MALLA REDDY

The Court made the following Order:

Heard both the counsel and at their request, the main writ petition itself is taken up for disposal.

It is represented that in pursuance of the interim orders granted by this Court in W.P.M.P.No.14438 of 2004 dated 06-07-2004, the respondents have already passed orders on 19-07-2004. In view of the same, the very writ petition has become infructuous.

Accepting the said submission, the writ petition is dismissed since the relief sought for has already been complied with. Learned counsel for the petitioner stated that against the said order passed by the respondents dated 19-07-2004, a fresh writ petition is filed in W.P.No.15542 of 2004, which is pending. In view of the same, it is needless to observe that the petitioner is entitled to raise the questions in the writ petition, which are raised in this writ petition.

The writ petition is accordingly dismissed. No costs.

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01-10-2004

kdl

To

1 The Commissioner of Fisheris Mastya Bhavan, Shanthinagar Colony, Hyd.
2 the District Collector, Khammam, Khammam District.
3 The Assistant Director of Fisheries, Khammam.
4 The Tribal Fishermen Co-Operative Society, Manuguru Vill and

Mandal, Khammam District.

5 Two C.Cs. to the Government Pleader for Fisheries, High Court

Buildings, A.P., Hyderabadm (OUT).

6 Two C.D. Copies.